

**JUNE 2003 AGENDA**

<b>SUBJECT</b>	<b>X</b>	<b>ACTION</b>
	<b>X</b>	<b>INFORMATION</b>
		<b>PUBLIC HEARING</b>
Request by the KIPP Summit Academy Petitioners to Establish a New Deadline for Meeting State Board of Education Condition of Approval to Open.		

**Recommendation:**

The California Department of Education (CDE) recommends that a new deadline of July 1, 2003, be approved by which the KIPP Summit Academy (KIPP) petitioners must present evidence that the school is participating in a Special Education Local Plan Area (SELPA) or has an equivalent arrangement with a SELPA.

**Summary of Previous State Board of Education Discussion and Action**

The State Board of Education, at its February 2003 meeting, approved the KIPP Summit Academy petition subject to numerous conditions. One of those conditions is that, by June 2, 2003, KIPP must provide verification that the school is participating in a SELPA or has an equivalent agreement with a SELPA and a school district for the provision of special education programs and services. KIPP plans to open for summer school in July 2003.

**Summary of Key Issue(s)**

State Board, School Fiscal Services and Special Education Division staff has participated with KIPP in discussions with both the San Lorenzo Unified School District, which originally denied the charter, and the Mid-Alameda County SELPA, which includes the San Lorenzo Unified School District regarding KIPP's fulfillment of the State Board condition related to participation in the SELPA. San Lorenzo is unwilling to treat KIPP as though it were a school of the district for special education purposes, and the SELPA has informed KIPP that it has missed the deadline for application to become a member of the SELPA in the 2003-04 year. This has the effect of delaying KIPP's opening by one year.

KIPP, State Board, and CDE staffs are continuing to meet with the SELPA and a subcommittee of the SELPA's special education directors to attempt to reach accommodation on this issue. These discussions cannot be completed by the June 2, 2003, deadline originally established by the State Board. KIPP requests a one-month extension of time to fulfill this condition.

**Fiscal Analysis (as appropriate)**

Not Applicable

**Attachment(s)**

None